

WARRICK COUNTY BOARD OF COMMISSIONERS MEETING  
REGULAR SESSION  
COMMISSIONERS MEETING ROOM  
107 W. Locust Street, Suite 303  
Boonville, Indiana  
October 28, 2013  
4:00 P.M.

The Warrick County Commissioners met in regular session with Don Williams, President, Marlin Weisheit, Vice President and Rick Reid, Member

President Don Williams called the meeting to order.

Auditor Secretary, Angie Leslie, recorded the minutes. Auditor, L.B. "Dixie" Dugan was in attendance.

PLEDGE OF ALLEGIANCE

**AREA PLAN COMMISSION**

No Business

**APPROVAL OF MINUTES**

**September 9, 2013 @ 4:00p.m...Regular Session**  
**September 26, 2013 @ 3:30p.m...Payroll Session**  
**September 23, 2013 @ 4:00p.m...Regular Session**  
**October 10, 2013 @ 3:30p.m...Payroll Session**

Don Williams: We have no Area Planning Business tonight so we go right straight into the Approval of Minutes. We have the September 9<sup>th</sup> Regular Session, September 26<sup>th</sup> Payroll Session, September 23<sup>rd</sup> Regular Session, October 10<sup>th</sup> Payroll Session.

Rick Reid: Can we do them all together?

Don Williams: You want to do them all together? I'm okay with that too.

Marlin Weisheit: Yep.

Don Williams: We're okay with that. Entertain a motion.

Rick Reid: I'll make a motion to approve all four (4) of those minutes.

Marlin Weisheit: Second.

Don Williams: Motion and a second. All in favor say aye.

Rick Reid: Aye.

Marlin Weisheit: Aye.

Don Williams: Aye. Motion is approved three (3), zero (0).

**ITEMS FOR DISCUSSION**

**Jim Heck and Angie Sheppard, Grow Southwest Indiana Workforce ~ Update on Workforce Development**

Don Williams: We have Jim Heck and Angie Sheppard from Grow Southwest Indiana Workforce. Had a nice breakfast and meeting last Friday, I enjoyed that.

Jim Heck: Well thanks, Don; I appreciate you coming to it. As Don said our annual meeting was Friday and Don was able to come to it and I think he can share with you that we had a pretty good meeting. Angie's handing you our Annual Report so you can see what we've done over the last program year which ended June 30<sup>th</sup> of this year. It is broken down by county as well. The other thing that Angie is handing you is a roster of the Workforce Investment Board Members and the majority of those are business people. We expanded recently from a fifteen (15) person board to a thirty two (32) person board. That transition went very well and you'll see the members on there and the ones that represent Warrick County. The other thing that I wanted to let you know is that we're really looking now to reopen an office in the Warrick County Work One Express site in the Warrick County area so you'll probably be hearing more from me about where we're looking for a location. We may start it off just a couple or three (3) days a week but we hope to eventually get it into be a full-time office again as we had it many years ago so I just wanted to bring you up-to-date with that and see if you had any questions for us.

Don Williams: Okay, have any questions for Mr. Heck?

Rick Reid: No.

Don Williams: Thank you for coming, appreciate it very much. That was short.

Jim Heck: I appreciate your time. Thank you.

Rick Reid: Thanks.

Don Williams: Keep doing a good job.

Jim Heck: I promised you, Don.

Don Williams: I appreciated those awards you gave out and the testimony those people that got jobs directly toward what your program has done for them. That was pretty exciting so...keep doing a good job.

Jim Heck: Thank you, Don.

Marlin Weisheit: Thank you.

**Redevelopment Commission ~ Discuss Right-of-Way Issues on the Grimm Road Project**

Tom Kimpel: Redevelopment Commission, right-of-way issues on the Grimm Road Project. Good afternoon my name is Tom Kimpel; I'm the Attorney for the Warrick County Redevelopment Commission. As you all know the Redevelopment Commission has been working in partnership with the Commissioners on approving Grimm Road between Outer Lincoln and State Road 66, that's in the Epworth Road TIF area, that's been taken on as a project so the TIF increment can be used to complete that improvement to the road. We have been working with your engineering firm, Commonwealth, and the County Engineer, Bobby Howard, on that project. It has been fully designed. We have been working on acquiring right-of-way. There are approximately four (4) separate property owners on that section of Grimm Road. We were successful with two (2) of the property owners and acquiring right-of-way without need of condemnation. Two (2) of the property owners we negotiated and tell, we just couldn't get any further so we obtained appraisals and started the process under the statute for a Uniform Offer. Where we are today is I've prepared Uniform Offers with regards to those two (2) property owners. This is a county road project. The right-of-way is being obtained in the name of the County. The County Commissioners will have to authorize moving forward with the condemnation proceedings against those property owners and also as we prepared the Uniform Offer, which is sort of like, preparing a summons for a law suit, our firm did a conflicts check and we have a conflict. One (1) of the property owners is a physician and our office is representing him in a separate professional liability case, so, we wouldn't be able to proceed. Previously I had contacted Adam to see about the process coming here for proceeding with authorization and suggesting that either Adam or myself could handle this but what I'm asking is that you clearly authorize a condemnation proceedings against the two (2) property owners and designate Adam to do that on behalf of the county. I will turn over to him my file on both of those property matters, all the work to date. I can send it to him electronically, and let him know what our last offer was to both of those property owners and hopefully when the county initiates the legal proceeding the property owners will be able to negotiate a successful, amicable resolution with Adam and get this completed. And the two (2) property owners are Phillip and Cindy Barren's and then Robert and Herbert Grimm.

Adam Long: I have a quick question...

Don Williams: Are you ready to take care of that?

Adam Long: I am. Was it your belief that the Uniform Offers were to be sent out by you or by me?

Tom Kimpel: You.

Adam Long: Okay, I just wanted to make sure. I saw that you had got the ducks in a row for it.

Tom Kimpel: Cause once we prepared these, that's when we did conflicts check and realized, so I got these all in paper form and electronic and if the commissioners authorize to go forward here tonight, I'll turn it all over to you.

Adam Long: What I think we would need to do is twofold one. Obviously I'd receive the file but I would present the Uniform Offers to the Board for their consideration authority to forward those out on behalf of the county. And then secondary in the event they're rejected then I'd be authorized without further voter meeting to precede with the condemnation cases subsequent to the rejections.

Don Williams: So we'd actually approve that on the 12<sup>th</sup>, the next meeting?

Adam Long: You'd do both of those right now.

Roger Emmons: Today.

Tom Kimpel: Do it right now.

Don Williams: Okay. And just for a point of understanding, your firm will not be representing either party?

Tom Kimpel: No, oh, no would not represent the property owners.

Don Williams: I thought that would be a huge conflict either way you went.

Adam Long: Their conflicts program might only have a one way search if that was the case.

Tom Kimpel: No, we wouldn't represent either side.

Don Williams: Okay, I need a motion to go forward with the condemnation, also let Adam take over this project as the attorney.

Adam Long: And as part of that I would be sending out the Uniform Offers and then filing the cases if they either do not respond timely or reject our offers.

Don Williams: That's all part of taking that over.

Adam Long: Okay.

Don Williams: Okay. Do I have a motion?

Marlin Weisheit: I'd make a motion to approve that.

Rick Reid: And I second that.

Don Williams: Motion and a second. All in favor say aye.

Rick Reid: Aye.

Marlin Weisheit: Aye.

Don Williams: Aye. Motion carries three (3), zero (0).

Tom Kimpel: Thank you.

Adam Long: Thank you.

Rick Reid: Was that Grimm Road?

Adam Long: An electronic copy, yeah, that will be fine, is there anything electronically that doesn't exist in here?

Tom Kimpel: There are some others, I'll get you...I'll send some stuff tomorrow.

Adam Long: Sure, works for me.

Rick Reid: When's that project going to be completed? Do you think next year?

Larry Taylor: It depends on the medical...Larry Taylor, the Economic Development Director. It depends on the medical school and where we want to prioritize the funds, but right now it looks like the project would be done next summer. Even with or without the medical school it looks like they'll be done.

Rick Reid: I've just had some questions on that so I wanted to know.

Adam Long: Well, and I appreciate your question on that because that would mean that these cases, there wouldn't be a construction issue where I would need to file these cases in order to get the Order of Appropriation within the next month or two, would there be?

Larry Taylor: No.

Adam Long: Okay, thank you.

Tom Kimpel: Thank you.

**Elissa Shetler Hewins, Esq., on Behalf of Greg & Angela DeWeese ~ Request for Relief from Commissioners' Resolution 2000-03, A Resolution concerning Tax Sale Property**

Don Williams: Okay, the next item is the Boonville Warrick County Library we had our...

Roger Emmons: No, no, it's Elissa Shetler Hewins.

Don Williams: What is it?

Roger Emmons: On behalf of Greg and Angela DeWeese. It's...

Don Williams: Go ahead, Roger, you can take that, I don't see that on my agenda.

Roger Emmons: Elissa, would you come to the podium. This is Elissa Shetler Hewins; she's the attorney for Greg and Angela DeWeese, Request for Relief from Commissioners' Resolution 2000-03, that's the Resolution concerning the Tax Sale Property that lists Hazardous Materials. Adam has covered this in previous meetings.

Don Williams: I thought Adam was going to take that up under his business.

Adam Long: Well, it's listed on one of the agenda's that I have under 'Items for Discussion' up at the top. As far as being under mine, I don't have it under mine.

Don Williams: It's not on my agenda.

Roger Emmons: Yeah it is. Oh, it's not under 'Items for Discussion'?

Adam Long: It's not under the large print one.

Don Williams: It's not under the small one either.

Adam Long: I have it on this one.

Roger Emmons: This was copied from the small print right to the large.

Adam Long: That's interesting.

Roger Emmons: Got a copy?

Rick Reid: Yeah.

Don Williams: No, that's alright. Go ahead, we're good.

Adam Long: I can set this up if you'd like. As part of our discussion with respect to Resolution 2000-03, more specifically it's the listing of the individual Indiana parcel numbers. Primarily comprised of...or the list was primarily comprised of mineral rights. The issue that we had was that these are deemed to be hazardous and as part as our last

meeting it was discussed that in the event any individual land owner would come forth and certify to the board; one (1), that they're the owner of the service rights; two (2), that there is no environmental hazard; and three (3), that in the event any environmental hazard would exist presently as it existed prior to the inception of Resolution 2000-03 that they would be the party responsible for handling that.

Elissa Shetler Hewins: That is correct. Yes, I represent Greg and Angela DeWeese as that I'm said they own the surface rights over the mineral parcel and on behalf of my clients I would certify that there is no existing hazardous materials on their property to our knowledge. If it does ever turn out any form of hazardous materials manifest itself we are more than happy to take on that responsibility and it's not something that we would ever ask the commissioners to deal with or the county to deal with.

Don Williams: You have that in writing? The Certification?

Elissa Shetler Hewins: I can send it to you.

Don Williams: Do we need it in writing.

Adam Long: Yeah, we can request that they forward that to us.

Don Williams: I think we can approve it contingent upon you forwarding that in writing.

Elissa Shetler Hewins: Okay.

Adam Long: And then we'll need to pass a Resolution to supersede our previous Resolution. For the record, can you identify which parcel numbers?

Elissa Shetler Hewins: I have it in the Petition that I'd submitted and will identify that in the affidavit was well.

Roger Emmons: Those were the old parcel numbers. I don't know what the new ones are.

Rick Reid: That's okay, they can...

Roger Emmons: Yeah, they can convert them.

Adam Long: And...I wasn't wanting this to be like a pop quiz or anything, but what...cause there's a long list of those numbers but...

Don Williams: Yes there is.

Adam Long: But I would represent to the board that they have forwarded not only the list of the old numbers to me but also the list of the converted modern parcel numbers so I do have knowledge of what those are so when she sends over her Certification she can include it in that and then I'll draft the Resolution for consideration at the board's next meeting or whenever the board would want to bring it up.

Don Williams: Yeah, we can do the Resolution on the 12<sup>th</sup>.

Adam Long: That's fine.

Don Williams: Is everybody okay with that?

Marlin Weisheit: Yeah, I'm fine with it.

Don Williams: Okay, I entertain a motion to approve the request contingent upon the paperwork being forwarded to our attorney.

Rick Reid: So moved.

Don Williams: I have a motion. Do I have a second?

Marlin Weisheit: Second.

Don Williams: Motion and a second. All in favor say aye.

Marlin Weisheit: Aye.

Rick Reid: Aye.

Don Williams: Motion carries. Thank you for coming.

Elissa Shetler Hewins: Alright, thank you.

Adam Long: Thanks.

Don Williams: Anything else in your Items for Discussion?

Roger Emmons: No, that was the last one I had. Sorry about that.

## **DEPARTMENTAL REPORTS**

### **COUNTY ADMINISTRATOR**

#### **Request for Consideration of SIRS Purchasing Fuel from County Garage**

Don Williams: Departmental Reports.

Roger Emmons: Okay, request for consideration of SIRS purchasing fuel from county garage. This was tabled from your September 23<sup>rd</sup> meeting to today's meeting; I think it was to give Adam a little more time to look into it.

Don Williams: Have you had a chance to get that? If not its okay.

Adam Long: I have...after the meeting, the last meeting where we discussed this, I looked further into it, still haven't located any cases that suggest that we would be allowed to do it. My same concerns that I brought forward the last meeting remain that we're extending credit to private entities albeit non-profit entities with tax payer dollars with no surety providing for recoupment of expenses in the event the bills were not paid. So I do think that's a problem. I would invite anybody from SIRS or anywhere else, if they know of some rule or some statute that would allow that to occur I'd be more than happy to take a look at it.

Don Williams: I wonder if a phone call to the DLGF or the SPLA would get that answered.

Adam Long: Very well might.

Roger Emmons: Well, and I'd also conveyed that information to Kelly Mitchell at SIRS and she's not provided any but I can remind her again and I've got Barb Montgomery in my contacts.

Don Williams: I would...if it's okay with the rest of the board, consensus will do, but I'd like for you to call Barb Montgomery at State Board of Accounts and see if she has any knowledge and if not see if she has a contact with the DLGF. Before we get any further into this we need to find out the facts.

Marlin Weisheit: Yep, I agree.

Rick Reid: I agree. Do you want to table this then?

Don Williams: Yeah, I think we probably ought to table it to the 12<sup>th</sup>.

Rick Reid: Motion to table.

Marlin Weisheit: Second.

Don Williams: Motion and a second. All in favor say aye.

Marlin Weisheit: Aye.

Rick Reid: Aye.

Don Williams: We are tabled until the 12<sup>th</sup>.

Roger Emmons: Okay, thank you.

#### **Boonville-Warrick County Public Library Board ~ Appointment of New Board Member**

Roger Emmons: Next item is Appointment to the Boonville-Warrick County Public Library Board. Billie Lindsay had served on there for a few years and she is moving, will be unable to continue. She submitted her letter of resignation on October 18<sup>th</sup>. Lois Aigner is the Director of Library Services and she has advised that Annette Caswell Goldenberg has agreed to be appointed if the Commissioners are okay with her and Don replied that he gave us Ms. Goldenberg's qualifications and that he feels she would be an excellent replacement to finish Billie's term. And I believe that term would be December 31<sup>st</sup> of next year (2014).

Don Williams: Yeah, I started by calling her mother to make sure she'd be willing to recommend her and then I called some other people in the area that were involved in education and stuff and she did come highly recommend so...entertain a motion.

Marlin Weisheit: I'll make a motion to appoint Annette Caswell Goldenberg to the Library Board.

Rick Reid: Second.

Don Williams: Motion and a second. All in favor say aye.

Marlin Weisheit: Aye.

Don Williams: Motions approved.

Roger Emmons: Thank you.

#### **Sale of Old Lillpop Building ~ Beginning Date for Receiving Bids**

Roger Emmons: Next item is the sale of the old Lillpop Building. Today is the beginning date for receiving bids pursuant to Indiana Code. We advertised the Notice of Sale of Property two (2) times; October 10<sup>th</sup> and 17<sup>th</sup> and those beginning bids were due today at 4:00 PM and we didn't receive any.

Don Williams: None so far. And this is for sixty (60) days unless we decide to shorten it?

Roger Emmons: That is correct.

Don Williams: Okay. So no action is required there?

Roger Emmons: Yeah, after today, I think it goes day to day and they have to get them in by a half hour earlier but that's a minor thing but yeah, you're right.

Adam Long: So the last bid is due the same day of a Commissioner meeting is that right?

Roger Emmons: Well, it states that it continues from day to day, for sixty (60) days until terminated earlier by the Board of Commissioners if they receive a bid and feel they won't get any higher bid than that.

Don Williams: Right.

Adam Long: Oh, okay.

Roger Emmons: I think we'll be lucky to get a bid to be honest with you but one of the gentlemen who is...well, the only person who expressed interest said he was still having his contractor look at the building, especially the roof, it's going to have to be replaced. There was an extensive fire in the building some years ago, he cannot find out, and we haven't been able to find out what year that happened, but it was really quite some fire that burnt the upper structure interior. So, that will just continue, I can put it on the November 12<sup>th</sup> just for a progress report and go from there.

Rick Reid: Okay.

Don Williams: Okay.

#### **Request for FMLA**

Roger Emmons: Next item is a Request for FMLA. I sent you an email October 24<sup>th</sup>, this particular employee, he turned in his Certification of Health Care Provider and the county request for FMLA form, that's just the one that we use but the official US Department of Labor one, his physician had not signed the Certification so I gave the original back to Bobby to give to his employee and obviously doesn't have it back, that was just four (4) days ago.

Don Williams: Do you have any word on that Bobby?

Bobby Howard: They picked it up but I don't...they were taking it down to get the doctor to fill it out so...

Roger Emmons: So at this point I would defer to Adam but I think...

Don Williams: Other than wait two (2) weeks, Adam, can we not approve this based upon paperwork being completed?

Adam Long: I suppose you could but an alternative would be approving it contingent upon receipt of the material.

Roger Emmons: Yes.

Don Williams: Yes, that's what I'm saying.

Rick Reid: That's what he's saying, yeah.

Don Williams: That's what I mean.

Roger Emmons: And that's because he only needs it from October the 30<sup>th</sup>, in two (2) days, to...the doctor's statement said November 11<sup>th</sup> but that's a holiday.

Don Williams: I'm assuming he has no sick days?

Roger Emmons: He's run out of sick days. That's why he's applied for the FMLA.

Marlin Weisheit: I make a motion to approve contingent on the paperwork being returned properly.

Rick Reid: Second.

Don Williams: Motion and a second. All in favor say aye.

Rick Reid: Aye.

Marlin Weisheit: Aye.

Don Williams: Aye. Motion passes three (3), zero (0).

Roger Emmons: Thank you very much

#### **Liberty Mine LLC ~ Request for One (1) Year Extension to Road Usage Agreement**

Roger Emmons: Next is a request letter we received via email from Alex Messamore, he is Land Acquisition and Permits Manager for Vigo Coal Company, they own Liberty Mine, LLC. They're requesting a one (1) year extension to the Road Usage Agreement which covers three point six (3.6) miles of New Harmony Road from their mine site at 5555 New Harmony out to State Road 61, which is Helmbock Corner. We do have their Letter of Credit in the amount of two hundred fifty two thousand dollars (\$252,000.00) as surety to cover any damages they might cause to that route. I talked to Don the other day and he suggested the Commissioners consider a lesser extension due to the fact that they have not maintained it very well.

Don Williams: They have made some improvements lately though so...

Roger Emmons: Okay, I didn't know that.

Don Williams: I was hoping somebody from the mine would be here today, I'm assuming no one is...is anyone here?

Roger Emmons: I don't see...Alex is not here.

Don Williams: I mean, I don't want to slow them down any...my suggestion was to approve it for six (6) months instead of the year to see how well they maintain that road, cause in the past...until just recently, correct me if I'm wrong, Mr. Engineer, but you got to do five (5) miles-per-hour to get down it with a pickup.

Bobby Howard: It was bad; the truck traffic has declined since they got the rail going. I can't tell you a volume percentage that is being trucked out now on how many trucks per day but I know it has declined in my travels through there...

Don Williams: So you think it's getting better?

Bobby Howard: So, I know that anything that needs to be done to it anytime we ask them they try to get out there within a week to get it worked on.

Don Williams: Okay, so would you recommend approval of the year then?

Bobby Howard: Yeah, that's fine with me.

Don Williams: Okay, any questions from the board?

Marlin Weisheit: I'll make that motion to approve it for the one (1) year extension.

Rick Reid: Second.

Don Williams: Motion and a second. All in favor say aye.

Marlin Weisheit: Aye.

Rick Reid: Aye.

Don Williams: Motion carries.

Roger Emmons: Thank you very much.

#### **Discuss Flu Shot Options**

Roger Emmons: Next item I have is to discuss the Flu Shot Options and this is for county employees that have the county's health insurance. There's been several emails back and forth on this and Dave Waltz, our Broker sent an email wherein he'd suggested three (3) options, however, the second of those options is already in effect, that's a 'in-network' option where a employee participant could go to their doctor, get a prescription for a flu shot, take it to the pharmacy, an in-network pharmacy and get the shot through that benefit. So you don't have to do any action on 'b'. 'a' is to make flu shots available to plan participants under the medical plan in or out of network that's because it's under the plans wellness benefit which those immunizations are covered at one hundred percent (100%).

Don Williams: That's already in place too isn't it?

Roger Emmons: No, because they're suggesting it...I think it's because it can go in or out of network.

Don Williams: That one would need approval then.

Roger Emmons: Yeah, it would because what you would have to do...see, the pharmacy and the pharmacy's in store clinic are two (2) different animals. So if you go to a pharmacy in store clinic and it's either in or out of network, the participant would have to pay for the shot up front and then submit their bill to MedBen to get one hundred percent (100%) reimbursement. That could take up to thirty (30) days, could be more depending on the timing of your submission. That would be by regular US First Class Mail. So that's one the Commissioners could consider approving. The third one was to make the flu shots available at the County Health Department and since I wrote this I've talked to David Waltz, Aaron Franz, our Health Department Administrator and Sharon James, who is our Lead Registered Nurse, and we think we can do this without any approval by the Board because it's a wellness they can purchase the flu shot vaccine from their provider and they'll keep track of the county employees who get the shots. Every month they can bill Sharon Shoulders in the Auditor's Office and she can reimburse the Health Department by check so they can quietus correctly back into their line item. So we think we can do this, you don't have to take any action on that. I think the only thing you need to consider is the first one. Making them available to plan participant's under the medical plan in or out of network.

Don Williams: Okay. What's the will of the board?

Marlin Weisheit: I'll make a motion to approve.

Rick Reid: All three of them?

Marlin Weisheit: Um-hm.

Don Williams: Well, we only have to approve the one; the other two are in effect it sounds like.

Rick Reid: I'll second.

Don Williams: Okay, motion and a second. All in favor say aye.

Marlin Weisheit: Aye.

Rick Reid: Aye.

Don Williams: Motion carries.

Roger Emmons: Thank you very much.

**Proposed Amendment to Employee Handbook**

Roger Emmons: I have one last item, it has to do with...we had discussed the Employee Handbook doesn't have the section on Seniority/Longevity. The previous handbook did have that section in it and I've provided the wording. This came up...the County Council was talking about the fact that they could find nothing regarding seniority and longevity for Salary Administration Purposes. So I'm suggesting the Board consider putting it back in. It says:

Employees with one (1) or more years of service that may leave the county's employ for a period not to exceed one (1) year may return to the county's employ without losing their previously accrued longevity or seniority. However, there is no longevity or seniority accrued for the period of the employee's leave of absence.

Regardless of employment status (union, non-union, salaried, hourly, appointed, elected official, etc), that length of time a person receives compensation from Warrick County counts toward the individual's Longevity. This allows employees to continue their years of service with the county regardless of their employment status.

And that is the old section three point eight (3.8) in the old handbook.

Don Williams: Any questions from the board?

Marlin Weisheit: I don't have any. I mean, I'm okay with putting it back in there.

Rick Reid: I'm okay with it too.

Don Williams: Alright, I entertain a motion.

Rick Reid: Make a motion to add to the Employee Handbook the Seniority addendum.

Marlin Weisheit: Second.

Don Williams: Motion and a second. All in favor say aye.

Rick Reid: Aye.

Marlin Weisheit: Aye.

Don Williams: Nay. Make that two (2), one (1). (Nay: Don Williams)

Roger Emmons: Thank you, Gentlemen.

Don Williams: Is that it?

Roger Emmons: That's it.

**COUNTY CLERK**

**Sarah Redman ~ Discuss Ordinance for County Council Districts**

Don Williams: County Clerk, you have an item of business for us. You didn't tell me you needed to be first. We could have moved you up like last time.

Sarah Redman: I don't need to be first.

Don Williams: Okay, go ahead.

Sarah Redman: The Sheriff just told me to hurry.

Don Williams: You don't want to disappoint the Sheriff, so go ahead.

Sarah Redman: Sarah Redman, County Clerk.

Don Williams: You want to discuss the Ordinance for the County Council Districts. Have both of you had a chance to see the redistricting of the county councils? Very little change, I think Greer two (2) was moved to four (4) and Anderson was moved to (4) to balance them numerically. I think the Clerk has done a good job, I think they're...if I remember right I subtracted those percentages in there and they're all within, from the least to the most within, two percent (2%). Is that right?

Rick Reid: Less than that.

Don Williams: They're less than that actually less than that.

Adam Long: The maximum deviation I think was point three four percent (.34%) according to the calculations that I did.

Don Williams: Yeah, so that's a great job.

Adam Long: This is as close as possible based upon the numbers that we saw.

Sarah Redman: Right and that was just moving Greer two (2).



Don Williams: Did we not move Anderson also?

Sarah Redman: If you move Anderson it brings that other precinct down to twenty three (23).

Don Williams: Okay, so Anderson will stay just right where it is then, okay. Okay, sounds good to me. What's the will of the board? Do you have an Ordinance number?

Adam Long: I do not have an Ordinance number.

Roger Emmons: Are they aware that you sent the latest that includes...what it is it's an Ordinance of the Board of Commissioners Regarding Executive and Fiscal Body Districts, this is this what I...the latest I've seen.

Don Williams: We're not acting on the Council.

Adam Long: That was drafted within the last couple of hours just with respect to some of the Clerk's concerns with the statutory requirements regarding the Commissioners districts as they relate to the Council.

Roger Emmons: The reason I printed it out is because the Ordinance that was passed before is the same format. It also has the Commissioner districts and there's no change.

Don Williams: Well, we're going to do it separate this time.

Roger Emmons: Yeah, I don't have the...

Don Williams: Do you have the individual one?

Adam Long: I have the Fiscal one, yes, I have it here. I'll read it into the record and...

Don Williams: Just on the Council?

Adam Long: Yes. I send that out a week ago maybe.

Don Williams: Okay, we need an Ordinance number.

Roger Emmons: That will be 2013-26.

Don Williams: 2013-26.

Adam Long: So at this point in time if it's the Board's pleasure we'd need a motion to introduce Warrick County Ordinance 2013-26.

Don Williams: Do we have a motion?

Rick Reid: I'll make a motion to approve 2013-26.

Don Williams: No, to introduce.

Rick Reid: Introduce.

Don Williams: Okay, have a Motion to Introduce, do I have a second?

Marlin Weisheit: Second.

Don Williams: Motion and a second. All in favor say aye.

Marlin Weisheit: Aye.

Rick Reid: Aye.

Don Williams: Aye. Motion carries three (3), zero (0).

Adam Long: Alright, Warrick County Ordinance 2013-26 An Ordinance of the Board of Commissioners Regarding Fiscal Body Districts.

**Warrick County Ordinance #2013-26**

**AN ORDINANCE OF THE BOARD OF COMMISSIONERS  
REGARDING EXECUTIVE AND FISCAL BODY DISTRICTS**

WHEREAS, pursuant to Indiana Code § 36-2-2-2, the executive body of this County is formally identified as “The Board of Commissioners of the County of Warrick”; and

WHEREAS, Indiana Code § 36-2-2-4(a) provides, in pertinent part, that the county executive shall divide the county into three (3) contiguous and reasonably compact districts; and

WHEREAS, Indiana Code § 36-2-2-4(f) provides, in pertinent part, that a division of the County into executive body districts may be done in any odd numbered year; and

WHEREAS, pursuant to Indiana Code § 36-2-2-4(a), the executive districts shall not cross precinct boundary lines and must divide townships only when a division is clearly necessary to accomplish redistricting; and

WHEREAS, the Board of Commissioners believes the existing executive districts to be in compliance with Indiana Code § 36-2-2-4(a), and therefore not in need of redistricting at this time; and

WHEREAS, the most recent executive body district division occurred on December 6, 2001; and

WHEREAS, pursuant to Indiana Code § 36-2-3-2(a), the fiscal body of this County is formally identified as “The Warrick County Council”; and

WHEREAS, Indiana Code § 36-2-3-4(a) provides, in pertinent part, that the county executive shall, by ordinance, divide the county into four (4) contiguous, single-member fiscal body districts; and

WHEREAS, Indiana Code § 36-2-3-4(e) provides, in pertinent part, that a division of the County into fiscal body districts may be done in any odd-numbered year; and

WHEREAS, the single-member districts shall be compact, not cross precinct boundary lines, contain as nearly equal as possible populations and include whole townships except when clearly necessary to accomplish redistricting under Indiana Code § 36-2-3-4(d); and

WHEREAS, according to the results of the 2010 United States Census, the individual fiscal body districts are not as equal as possible as required by Indiana Code § 36-2-3-4(d)(3); and

WHEREAS, the most recent fiscal body district division occurred on December 6, 2001; and

WHEREAS, in order to comply with Indiana Code with respect to the requirements of division of fiscal body districts, such districts must be redrawn.

**NOW IT IS THEREFORE ORDAINED BY THE BOARD OF COMMISSIONERS  
OF WARRICK COUNTY, INDIANA, AS FOLLOWS:**

1. The Districts for The Board of Commissioners of the County of Warrick shall remain as follows:
  - a. District 1 shall be comprised of all precincts of Anderson and Ohio Townships.
  - b. District 2 shall be comprised of all precincts of Boon, Campbell and Greer Townships.
  - c. District 3 shall be comprised of all precincts of Hart, Lane, Owen, Pigeon and Skelton Townships.
2. The Districts for The Warrick County Council shall be as follows:
  - a. District 1 shall be comprised of the following precincts in Ohio Township: 1, 3, 4, 10, 11, 15, 16, 17, 19, 20, 22, 27, 28, 32, 33.
  - b. District 2 shall be comprised of the following precincts: Campbell; Greer 1; and Ohio precincts 2, 6, 8, 9, 12, 13, 21, 23, 29, 30, 31.
  - c. District 3 shall be comprised of the following precincts: Anderson (being all of Anderson Township); Boon precincts 1, 2, 3, 4, 5, 7, 10, 15; Ohio precincts 5, 18, 24, 25, 26.
  - d. District 4 shall be comprised of the following precincts: Boon precincts 6, 8, 9, 11, 12, 13, 14; Greer 2; Hart precincts 1 and 2; Lane (being all of Lane Township); Owen (being all of Owen Township); Ohio precincts 7 and 14; Pigeon (being all of Pigeon Township); Skelton precincts 1 and 2.
  - e. The remaining members of the Warrick County Council shall be “at large districts” and shall be elected by the voters of the whole county pursuant to Indiana Code § 36-2-3-4(a)
3. This ordinance, amending the Code of Ordinances of Warrick County, Indiana, will become effective upon passage.

**PASSED AND ADOPTED BY THE BOARD OF COMMISSIONERS OF WARRICK COUNTY, STATE OF INDIANA THIS \_\_\_\_\_ DAY OF NOVEMBER, 2013.**

BOARD OF COMMISSIONERS OF  
WARRICK COUNTY, INDIANA

\_\_\_\_\_  
Don Williams, President

\_\_\_\_\_  
Marlin Weisheit, Vice President

\_\_\_\_\_  
Richard Reid, Commissioner

ATTEST:

APPROVED AS TO LEGAL FORM:

\_\_\_\_\_  
L.B. Dugan, Auditor  
Warrick County, Indiana

\_\_\_\_\_  
S. Adam Long  
LONG & MATHIES LAW FIRM, P.C.  
County Attorney

Don Williams: Okay, now we need a motion for approval.

Adam Long: Yes, motion to approve on first reading.

Don Williams: Do I have a motion to approve on first reading?

Rick Reid: I'll make a motion to approve on the first reading.

Marlin Weisheit: Second.

Don Williams: Motion and a second. All in favor say aye.

Rick Reid: Aye.

Marlin Weisheit: Aye.

Don Williams: Aye. Motion carries three (3), zero (0).

Adam Long: In the even the Board would be inclined to adopt this Ordinance on the night of introduction we would need a motion to suspend the rules to pass the Ordinance on the night of introduction.

Rick Reid: I'll make a motion to that.

Marlin Weisheit: Second.

Don Williams: Okay, I have a motion and a second to suspend the rules. All in favor say aye.

Rick Reid: Aye.

Marlin Weisheit: Aye.

Don Williams: Aye. Motion carries three (3), zero (0).

Adam Long: For the sake of saving some time we could have a motion to read Ordinance 2013-26 by title and name only for second and third reading.

Marlin Weisheit: So moved.

Rick Reid: Second.

Don Williams: Motion and a second. All in favor say aye.

Rick Reid: Aye.

Marlin Weisheit: Aye.

Don Williams: Aye. Motion carries three (3), zero (0).

Adam Long: Warrick County Ordinance 2013-26, An Ordinance of the Board of Commissioners Regarding Fiscal Body Districts. Need a motion to approve on second reading.

Marlin Weisheit: I'll make that.

Rick Reid: Second.

Don Williams: Motion and a second. All in favor say aye.

Rick Reid: Aye.

Don Williams: Aye.

Marlin Weisheit: Aye.

Don Williams: Motion carries three (3), zero (0).

Adam Long: Third reading Warrick County Ordinance 2013-26, An Ordinance of the Board of Commissioners Regarding Fiscal Body Districts. Motion to approve on third and final reading.

Marlin Weisheit: So moved.

Rick Reid: Second.

Don Williams: Motion and a second. All in favor say aye.

Rick Reid: Aye.

Marlin Weisheit: Aye.

Don Williams: Aye.

Adam Long: You guys are having a race over there.

Rick Reid: Yeah.

Don Williams: Motion carries three (3), zero (0).

Roger Emmons: Adam, when you read it the first time you said 'November'.

Adam Long: And I did, I was anticipating that it would be done in November because I wasn't for sure whether we would have it passed on the same...or on the night of introduction. Would the Board request that I modify it to reflect that...

Don Williams: Yes.

Adam Long: It would be passed on the 28<sup>th</sup> of October?

Don Williams: Yes.

Marlin Weisheit: So moved.

Don Williams: Do you need a motion and a second on that?

Adam Long: Yeah, as a result of that being what it was.

Don Williams: Motion and second. All in favor say aye.

Marlin Weisheit: Aye.

Rick Reid: Aye.

Don Williams: Aye. Motion carries three (3), zero (0) to being passed on the 28<sup>th</sup> of October, 2013.

Adam Long: And what I'll do is I'll send an electronic copy to Roger I guess and then we'll have it at the signing table, make it available.

Don Williams: That'd be good.

Roger Emmons: Sure.

Adam Long: Okay. And I think that's all I had.

Don Williams: Okay.

Sarah Redman: Please pass it on to me when you're done with that.

Marlin Weisheit: You would need that wouldn't you?

Sarah Redman: We'll go ahead and start making the changes in the computer.

Roger Emmons: I'll make sure you get a copy.

Adam Long: Yeah.

Sarah Redman: Thank you.

Don Williams: So let me...just for...I know we got some Councilmen out there, for District one (1) there was zero (0) changes.

Sarah Redman: Let me grab my paper.

Don Williams: If you look at...I know there are very few changes.

Sarah Redman: Right. District one (1), we left it alone. It was as close at twenty four point seven five percent (24.75%) that we felt like we could. District two (2), we removed Greer two (2) to bring it to twenty five point three four percent (25.34%) away from the...it was almost twenty seven percent (27%). District three (3), we left alone. It was at twenty five point two eight percent (25.28%) and District four (4) we added Greer two (2) bringing it to twenty four point six three percent (24.63%) from the twenty three percent (23%) it was at.

Don Williams: Very well done.

Sarah Redman: I don't believe we can get any closer.

Don Williams: Okay, good job. I don't either, very good, thank you so much.

Sarah Redman: Thank you.

Rick Reid: Thanks.

Marlin Weisheit: Thanks.

## **COUNTY PROSECUTOR**

### **Amended Ordinance (Warrick County Prosecutor Bad Check Restitution Program)**

Roger Emmons: Mr. President, the next item, the Prosecutor has requested that be tabled to the November 12<sup>th</sup> meeting.

Don Williams: I have a motion to table the Prosecutors request to November 12<sup>th</sup>.

Rick Reid: Motion to table.

Marlin Weisheit: Second.

Adam Long: If I could interject for a moment, this is still...we have a draft that's ready for approval upon approval by the State Board of Accounts. We could table it to that day to check their progress but really we're waiting on them to process that through their Indianapolis office so would it be...I mean, I certainly don't mind having it on the agenda but we might not have an answer back by then and I could just alert everybody when I get word back from the State Board.

Don Williams: That would probably be best to maybe remove the...if you'd remove your motion and second.

Marlin Weisheit: So moved.

Rick Reid: So.

Don Williams: Okay, I have both motion and second to remove...let's follow that suggestion and table until the next meeting after we get the response from the State.

Adam Long: Sure and I'll be required to notify you guys upon receipt of my...

Don Williams: Right, so you get it on the agenda.

Adam Long: Yes.

Marlin Weisheit: Sounds good.

Don Williams: Okay, do I have a motion?

Marlin Weisheit: So moved.

Rick Reid: Second.

Don Williams: Okay, I have a motion and second to table it until we get the response from the State. All in favor say aye.

Marlin Weisheit: Aye.

Don Williams: Did you say aye, Rick?

Rick Reid: Yes.

Don Williams: I thought you said it what I was talking, alright, aye, we have...motion passes.

## **COUNTY AUDITOR**

### **Claims**

Don Williams: Okay, County Auditor, you have something for us, Sir?

L.B. "Dixie" Dugan: Dixie Dugan, Warrick County Auditor. I have claims in the amount of one million fifty seven thousand eight hundred three dollars and eighty two cents (\$1,057,803.82).

Don Williams: Okay, Gentlemen?

Rick Reid: Motion to approve.

Marlin Weisheit: Second.

Don Williams: Motion and a second to approve the claims. All in favor say aye.

Marlin Weisheit: Aye.

Rick Reid: Aye.

Don Williams: Aye. Motion carries three (3), zero (0).

## **COUNTY PURCHASING**

### **Judicial Center Surveillance Camera Replacement**

Don Williams: Mr. Grassman, do you have anything from County Purchasing? I know you have one (1) item probably just for discussion cause I don't know if everybody has had a chance to read your...

Joe Grassman: Joe Grassman, Purchasing Manager. I left with the three (3) Commissioners, your report on replacing the cameras at the Judicial Center that are...there's three (3) of them that are not working at this point. I've been working on this for quite awhile and with Erik Frazier...

Roger Emmons: Joe, those are the ones on the exterior?

Joe Grassman: These are the only exterior cameras; two (2) on the pole in the parking lot, and one (1) on the Sally Port wall. The information is all in front of you, I know it's a lot to absorb but we basically want to move from an analog system to a internet protocol system in our surveillance which is basic from the old technology to new technology and there is a cost involved with that for us to get the basis for us to build on from now on. And as you see from the quotes the cheapest quote was around...was twenty thousand dollars (\$20,000.00). Like I said, we looked at this from about every angle and I feel confident that's...you know, to get what we have that will enable us to move forward with the internet protocol system that that's what we're going to have to have. We could go less with less quality and less quantity equipment and we can go less by staying with analog equipment but I don't think that's where we want to go.

Don Williams: No. Have you had a chance to actually look that over?

Marlin Weisheit: I've read through it a couple of times, yeah.

Don Williams: I didn't know if you had, and Rick have you...?

Rick Reid: Um-hm.

Don Williams: Okay, I didn't know if you all...I think we need to look at it. Combining the analog and the digital technology, I mean, we can do that, we're looking at kind of a haphazard patch work here and I think we really ought to look at it as a whole. Going with the IP addressing it would be a huge plus. I think we needed at least probably do this if it's warranted, I'd like to make sure that it is indeed warranted, get some comments from the Sheriff, I know that some of the people in security...but I also know that those cameras that are inside the Judicial Center...back when we had a supposed theft over there, it turned out not to be, and we saw some images on the cameras and there was no way you could tell anything from it, there's two (2) fuzzy people, one (1) was a man and one (1) was a woman so I think we need to look at the entire system, not that we can do it but I think we need to at least look at it and find out what the cost would be instead of trying to inbreed two (2) different systems. Just a thought, I mean, I don't know...cause we're already talking about twenty grand (\$20,000.00), I know we're talking about some expense and we may not do anything but the parking lots but I think this board would probably like to have the information and maybe we could get together with Council and see if there's any way and if there's no way, there's no way, but I think we need to have an idea instead of just mismatching, patch where you can, cause you've got one that's going to be using coaxial cable, one's going to be optic cable and of course the optic cable is far superior, it doesn't have any problems with sun spots or lighting or anything where your coaxial cable will so it's...I think we need to really just look at it.

Marlin Weisheit: Roger is there a chance getting with Debbie just to see if there's any Homeland Security Grants available, I mean...

Roger Emmons: Sure.

Don Williams: I think we need to look and see if there's some grants out there cause there may be some.

Joe Grassman: The only thing that concerns me is if we...you're talking about an all live system and you know what costs that's going to be extraordinary.

Don Williams: Well, the cost will be much higher than what you're looking at for those outside camera but it'd be...if we're going to end up having to do it someday anyway it's going to be even less cost effective then cause everything will be going up. I'm just saying let's find out because with these...if you're talking about a camera that's got thirty two (32) megapixels against one that's analogue that has a two (2) to a four (4) megapixel your images are much sharper and you're going to be able to see something instead of just fuzzy images so I think it's worth...this isn't something we got to do tomorrow or next month or even next year but I think we ought to try to get some input to what it would cost to do the whole system because I don't believe that it'd be necessary to have the number of cameras we have now if we have those that can pick up and magnify from a distance then it'll be much clarity, I mean, we may be able to cut the number of cameras by a quarter or a third or a half, I think we need to look at that as a possibility.

Rick Reid: Didn't we just replace some of those cameras in there too on that lower level?

Don Williams: There's two (2) I think. Not lately. Did we ever replace any?

Rick Reid: I thought we replaced in the last year...a couple of months ago.

Erik Frazier: Erik Frazier, Computer Resource, which...cause I'm trying to think, it's been awhile since we replaced any of them.

Rick Reid: I know of the lower level you've replaced...

Don Williams: I remember one (1) bad one cause I got it sitting in my office but it's been at least two (2) years, maybe longer.

Erik Frazier: Yeah, and the other one on the pole out there that we've got in this paperwork, that one's been for probably the last two (2) or three (3) years has been hit and miss, it works when it wants too.

Don Williams: Just sat there.

Roger Emmons: One problem after another on that one.

Erik Frazier: The Sally Port one, I don't remember the last time it worked, the one that goes right on the entrance of the Sally Port door.

Rick Reid: Well, you had some interior ones that you replaced didn't you?

Don Williams: We had one (1) I know of.

Erik Frazier: I think so, I can't remember I have to go back through and see which ones they were but we've had periodically here and there the ones we've had to, yeah.

Joe Grassman: But they would have been analog, replaced by analog, we're trying to step up from that and get...stay with technology.

Roger Emmons: You're replacing recorders, right, but not the cameras?

Joe Grassman: No, both. I'm sorry, go ahead.

Erik Frazier: Yeah, we've done both. I know they do...and we have had quotes but we didn't have them in this one here, we were trying to keep the price pretty low but they've got...some of these...the Exact Vision DVR's or NVR's rather, they actually make hybrid versions of those which basically gives you a transition...

Don Williams: From analog?

Erik Frazier: It'll handle analog and the IV so like you said trying to make it to where it's some...to try to eventually convert all over too because of technology changing, it's available.

Don Williams: Well, there's a lot of difference between digital and analog, that's what we're talking about. The IP it's just...they look at the cameras as a terminal devise.

Erik Frazier: Yeah, it's just a video server.

Don Williams: Like a keyboard really, it's input to the computer so...okay, you have any thoughts? We're not in a rush, I'm not saying 'no' to this proposal, I think, by the way great work on it, you did a lot of research and I really appreciate that but I really, I don't know if these people are willing to look at the whole system realizing we may not do anything for a year or even longer but it's...I mean, when you patch, patch, patch sometimes you got to say 'well, we can't do it this year or next year and plan it, even if we had to plan it two (2) years down the road.

Joe Grassman: Well, I really don't consider it a patch, I consider the foundation of the IP network...we're not patching anything. All we've been doing is as the old analog's fail, replace them with IP's and yeah there might be situations where one IP may give us enough coverage that we might be able to eliminate one (1) or two (2) or maybe three (3) of the old analogs with one (1) IP.

Don Williams: That's what we need to look at, we need to go over there and look at those locations.

Rick Reid: Now you don't have any exterior camera's at all?

Joe Grassman: No, well we have one (1)

Erik Frazier: We have one (1) on the south entrance.

Don Williams: The heart of this would be the NVR it sounds like.

Joe Grassman: The major part of the expense...

Don Williams: And we're looking at one that will take either analog or digital.

Erik Frazier: Yeah.

Joe Grassman: Initially that's what we had proposed but it was so expensive that we thought, well money is such a problem that we, you know, we're going to be lucky to...

Roger Emmons: You did put those figures together didn't you?

Erik Frazier: We've had them...

Don Williams: Well, right now I would like to simply just table this for the time being because right now we have no funding source and I don't see one coming until after the first of year for sure.

Roger Emmons: I'll check with Debbie.

Don Williams: We can check and look but I do...that was a great piece of research you did, it really was, I appreciate that.

Joe Grassman: That's all I have.

Don Williams: That wasn't on the agenda so I don't think we really have to table that, it was just purchasing listed and you brought that up.

Roger Emmons: It's on my agenda.

Adam Long: It's on mine.

Don Williams: It's on your agenda? I'm going to have to get mine. Did Susie have two (2) of these out? Did she do one (1) and then a supplement?

Roger Emmons: No.

Rick Reid: She gave one (1) just to you.

Don Williams: She must have.

Rick Reid: So you needed a motion to table?

Don Williams: Yeah, let's table the purchasing proposal.

Rick Reid: Motion to table.

Marlin Weisheit: Second.

Don Williams: Motion and a second. All in favor say aye.

Marlin Weisheit: Aye.

Rick Reid: Aye.

Marlin Weisheit: Thanks, Joe.

Rick Reid: Thank you.

Don Williams: Motion carries.

#### **COUNTY ATTORNEY**

##### **Eby & Dickeyville Resolution re Stop Signage**

Don Williams: County Attorney, you have an item for us?

Roger Emmons: Tabled until when?

Don Williams: Indefinitely.

Rick Reid: Indefinitely.

Roger Emmons: Okay. Might as well take it off the table.

Don Williams: I mean we can't spend unless we got it and we don't have it.

Adam Long: Yes, I have a Resolution in response to information that was brought forth at the last meeting which I believe was a request of one (1) of the local coal companies needing to change the traffic control at Eby and Dickeyville Roads. In response to that I prepared a Resolution to that effect.

Don Williams: Do we have a number?

Roger Emmons: We do, 2013-09.



Resolution No. 2013-~~01~~  
Traffic Control at Eby and Dickeyville

WARRICK COUNTY BOARD OF COMMISSIONERS  
RESOLUTION NO. 2013- 09

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF  
WARRICK COUNTY, INDIANA REGARDING TRAFFIC CONTROL AT  
INTERSECTION OF EBY AND DICKEYVILLE ROADS

WHEREAS, the Board of Commissioners of Warrick County has the authority to designate an intersection as a stop intersection pursuant to I.C. § 9-21-1-3; and

WHEREAS, due to the closure of Eby Road north of Dickeyville Road and due to the increased usage of Dickeyville Road, the intersection of Eby and Dickeyville Roads is in need of stop signage in order to make the intersection safer to drivers.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Warrick County, Indiana as follows:

Stop signage shall be placed at the intersection of Eby and Dickeyville Roads which requires all vehicles traveling northbound on Eby Road to make a complete stop before entering the intersection of Eby and Dickeyville Roads.

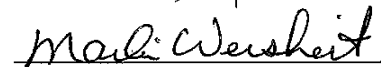
The stop signage on Dickeyville Road, east and west bound travel, shall be removed.

BE IT FURTHER RESOLVED that the Warrick County Highway Department shall post the signage as set out above with the appropriate signs, and that the penalty provisions of Section 70.99 of Warrick County Code of Ordinances and the penalty provisions any other relevant Indiana Code Section shall apply to this resolution.

Adopted this 28<sup>th</sup> day of OCTOBER, 2013.

WARRICK COUNTY  
BOARD OF COMMISSIONERS

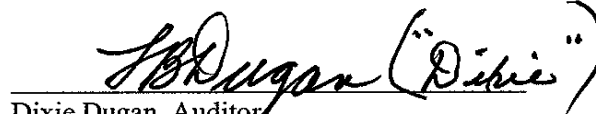
  
Don Williams, President

  
Marlin Weisheit, Vice President


  
Richard Reid, Commissioner

Resolution No. 2013- 09  
Traffic Control at Eby and Dickeyville

ATTEST:

  
Dixie Dugan, Auditor  
Warrick County, Indiana

APPROVED AS TO LEGAL FORM:

  
S. Adam Long  
LONG & MATHIES LAW FIRM, P.C.  
County Attorney

Don Williams: Yes, come on up, Sir, if you would introduce yourself.

Mark Sebers: I'm Mark Sebers with the Wild Boar Mine; it's up the road on 61.

Don Williams: Appreciate you grading that road up there for us.

Mark Sebers: Yeah, I made this proposal a couple weeks ago to...I believe Mr. Emmons and Bobby just changing the intersection that's near our mine office there at Dickeyville and Eby. Dickeyville is the main travel way of our employees and contractors and Eby is more of a kind of delivery route for us so we'd like to see that stop signage change to where Eby has to yield to Dickeyville and giving Dickeyville the right of way.

Don Williams: I was under the impression that you have already changed it.

Mark Sebers: Yes, that's...

Don Williams: The next question I have is are you going to give us your two (2) stop signs back that you took down?

Mark Sebers: Yeah, that's...we can get...one (1) was destroyed by...

Don Williams: Have we put one (1) up there, Bobby? Not yet have we?

Bobby Howard: They've put one up.

Don Williams: But it's not a regulation size?

Bobby Howard: I believe that's correct.

Mark Sebers: One (1) got destroyed and we moved the other one (1) that was remaining to Eby...on Eby, so I guess one (1) is...

Don Williams: So you owe us for a sign.

Mark Sebers: Oh, yeah, I owe you guys for one (1), I'll mark that down.

Don Williams: Okay.

Roger Emmons: Yeah, but the point is, the county's liability would have been an issue...

Don Williams: It would have.

Roger Emmons: you know, you did it and that was a no-no.

Don Williams: Yeah, next time just let us know and we'll get the job done, okay.

Mark Sebers: Sure thing, yep.

Don Williams: What's the will of the board on Peabody's request? Wild Boar's changing a stop sign makes sense to me so...

Marlin Weisheit: I don't have a problem. Sheriff, do you have a problem with us changing that out there? I mean, it's kind of isolated isn't it?

Don Williams: We do need...we never did get a Resolution number...

Marlin Weisheit: Yeah we did 2013-09. I'll make a motion to approve Resolution 2013-09.

Rick Reid: Second.

Don Williams: Motion and a second to approve Resolution 2013-09. All in favor let it be known by saying aye.

Rick Reid: Aye.

Marlin Weisheit: Aye.

Don Williams: Aye. Motion carries.

## **COUNTY ENGINEER**

### **Bridge 371 ~ Change Orders Nos. 3 & 4**

Don Williams: Mr. Howard, do you have anything from Engineering, Sir?

Marlin Weisheit: Thanks, Mark.

Mark Sebers: Thank you.

Bobby Howard: I had one (1) item, its Change Orders number three (3) and four (4) for the bridge 371 project. Change Order number three (3) is in the amount of eleven thousand six hundred fifty five dollars (\$11,655.00). This has to do with middle deck support angles. Once the deck was removed they needed to be larger angles than what the plans had called for so that we could have a minimum six (6) inches of concrete over the floor beams and I'd recommend approval of this Change Order again for the amount of eleven thousand six hundred fifty five dollars (\$11,655.00).

Marlin Weisheit: I'll make a motion to approve Change Order three (3) for eleven thousand six hundred fifty five (\$11,655.00)

Rick Reid: Second.

Don Williams: Motion and a second. All in favor say aye.

Marlin Weisheit: Aye.

Don Williams: Motion carries, next item.

Bobby Howard: The next item is Change Order number four (4), instead of replacing some steel on the bridge we were able to replace some rivets with some new bolts and in doing this...it's a total cost of seven thousand four hundred forty eight dollars (\$7,448.00) for these bolts but it will save us about eleven thousand dollars (\$11,000.00) on the cost of steel. So approving these two (2) Change Orders, which I'd recommend approval, will still have us coming in under budget for the bridge.

Don Williams: That's always good news.

Marlin Weisheit: I'll make a motion to approve Change Order four (4).

Rick Reid: Second.

Don Williams: Motion and a second. All in favor say aye.

Marlin Weisheit: Aye.

Rick Reid: Aye.

Don Williams: Aye. Motion carries. Do you have anything else?

Bobby Howard: No, that's all I have.

**COUNTY HIGHWAY**

Don Williams: Anything on the Highway side?

Bobby Howard: Not today.

**COUNTY SHERIFF**

Don Williams: Sheriff, do you have anything for us today?

Sheriff Kruse: No, Sir.

**COMMISSIONERS ITEMS FOR DISCUSSION**

Commissioner Williams: Commissioner Reid, do you have anything today?

Commissioner Reid: No, Sir.

Commissioner Williams: Commissioner Weisheit?

Commissioner Weisheit: I just want to thank Bobby for allowing some of his crew to work up here on the Courthouse. We've undertaken a project to see how it goes and looks like they're making some progress and just wanted to appreciate that, Bobby. I know you're shorthanded.

Commissioner Williams: We have some big cracks and this could save us and the Councilmen ought to appreciate this, probably a couple hundred thousand (\$200,000.00) I think by doing it ourselves.

Commissioner Weisheit: We hope it goes that well.

Commissioner Williams: We hope it goes that well. The first one is a try out case so...we had cracks so big you could actually put your hand through is so...

Commissioner Weisheit: We had some stone that was getting ready to fall off and it's time to save those quarter columns.

Commissioner Williams: We do appreciate it and the men seem to have their act together, Bobby, and doing a good job. It's good to have people that have that missionary talent, I know we got a couple out there that do so thank you for loan.

Bobby Howard: Yes, I was out there today and I thought things were going rather well.

Commissioner Williams: I almost called down and said something but I decided not to, you might take it wrong. I have nothing either, entertain a motion.

Commissioner Reid: Motion to adjourn.

Commissioner Weisheit: Second.

Commissioner Williams: Motion and a second. We are adjourned.

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DON WILLIAMS, PRESIDENT

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MARLIN WEISHEIT, VICE PRESIDENT

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RICHARD REID, MEMBER

ATTEST:

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L.B. "DIXIE" DUGAN, AUDITOR  
WARRICK COUNTY, INDIANA